

The Gazette of India



EXTRAORDINARY
PART II—Section 1
PUBLISHED BY AUTHORITY

No. 26] NEW DELHI, TUESDAY, MAY 16, 1961/VAISAKHA 26, 1883

MINISTRY OF LAW

(Legislative Department)

New Delhi, the 16th May, 1961/Vaisakha 26, 1883 (Saka)

The following Act of Parliament received the assent of the President on the 14th May, 1961, and is hereby published for general information:—

THE DELHI SHOPS AND ESTABLISHMENTS
(AMENDMENT) ACT, 1961

No. 21 of 1961

[14th May, 1961]

An Act further to amend the Delhi Shops and Establishments Act, 1954.

BE it enacted by Parliament in the Twelfth Year of the Republic of India as follows:—

1. This Act may be called the Delhi Shops and Establishments (Amendment) Act, 1961.

Short title.

Delhi Act
No. VII
1954.

2. In section 2 of the Delhi Shops and Establishments Act, 1954 (hereinafter referred to as the principal Act), for clause (18), the following clause shall be substituted, namely:—

Amendment
of section 2.

“(18) “opening hour” means the hour at which a shop or commercial establishment opens for the service of a customer;”.

Substitution
of new sec-
tion for
section 15.

Opening and
closing hours
of shops and
commercial
establish-
ments.

3. For section 15 of the principal Act, the following section shall be substituted, namely:—

“15. (1) No shop or commercial establishment shall, on any day, be opened earlier than such hour or closed later than such hour, as may be fixed by the Government by general or special order made in that behalf:

Provided that any customer who was being served or was waiting to be served in any shop or commercial establishment at the closing hour so fixed may be served during the period of fifteen minutes immediately following such hour.

(2) Before making an order under sub-section (1), the Government shall hold an inquiry in such manner as may be prescribed.

(3) The Government may, for the purposes of this section, fix different opening hours and different closing hours for different classes of shops or commercial establishments or for different areas or for different times of the year.”

Amendment
of section
46.

4. In section 46 of the principal Act, in clause (b), for the words “the Delhi Improvement Trust, the Joint Water and Sewage Board, the Delhi State Electricity Board, the Delhi Transport Authority”, the words “the Delhi Development Authority, the Delhi Water Supply and Sewage Disposal Undertaking, the Delhi Electric Supply Undertaking and the Delhi Transport Undertaking of the Municipal Corporation of Delhi,” shall be substituted.

Amendment
of section
47.

5. In section 47 of the principal Act,—

(a) for sub-section (1), the following sub-section shall be substituted, namely:—

“(1) The Government may, after previous publication, make, by notification in the Official Gazette, rules to carry out the purposes of this Act.”;

(b) in sub-section (2), after clause (c), the following clause shall be inserted, namely:—

“(cc) the manner in which inquiry under sub-section (2) of section 15 shall be held;”;

(c) for sub-section (3), the following sub-section shall be substituted, namely:—

“(3) Every rule made under this Act shall be laid as soon as may be after it is made before each House of Parliament while it is in session for a total period of thirty days

which may be comprised in one session or in two successive sessions, and if before the expiry of the session in which it is so laid or the session immediately following, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule."

R. C. S. SARKAR,
Secy. to the Govt. of India.

